THE HON'BLE SMT. JUSTICE T.MEENA KUMARI
AND
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

W.P.NO.17178 OF 2007

O R D E R (Per the Hon'ble Smt. Justice T.Meena Kumari)

Heard the counsel for the petitioner and Government Pleader for Services – I.

2. From the submissions of the counsel for the petitioner and from the averments in the writ affidavit it could be seen that the petitioner herein who is working as Deputy Executive Engineer in Somasila Project Circle was transferred to Irrigation Circle, Nellore by the 2nd respondent – Engineer-in-Chief, (Admn. Wing)., I & C A D Department., Erramanzil, Hyderabad vide proceedings No.RC/ENC/C2/45450-III/2007-2, dated 30.5.2007. While so, the 1st respondent has issued the impugned G.O.Ms.No.122, Irrigation & CAD (Ser.VIII.A1) Department dated 17.7.2007 which is communicated by the 2nd respondent vide memo in RC/ENC/C2/54009/2007 dated 1.8.2007 showing the petitioner at Sr.No.26 in the category of Deputy Executive Engineers and is transferred to Irrigation Circle, Chitoor. Aggrieved by the same, the petitioner moved the Andhra Pradesh Administrative Tribunal, Hyderabad in O.A.No.4547/2007 and as no interim orders were passed, the present writ petition is filed. The grievance of the petitioner is that the impugned order is issued pursuant to the G.O.Ms.No.610 General Administration (SPF.A) Department dated 30.12.1985 and the said G.O. is applicable only to the persons working in Zones V and VI and as the petitioner is not working either in Zone V or VI, the impugned orders are illegal.

3. From the perusal of the material and the impugned

proceedings on record, it appears that the transfer was effected on administrative grounds and however as the matter is seized up by the Tribunal for considering *inter alia* whether the impugned Government Orders are applicable to the case of the petitioner or not, we are not inclined to pass any orders. However, the Tribunal shall dispose of the matter on its own merits without being influenced by any observation in this order. It is also needless to observe that the transfer is subject to the result of the O.A.No.4547/2007.

4. However, the petitioner may make an appropriate representation within a period of two weeks from the date of receipt of a copy of this order and the same shall be considered by the respondents in accordance with law, within a period of three weeks thereafter.

5. With the above observations, the writ petition is disposed of. No costs.

T.MEENA KUMARI,J

G.CHANDRAIAH,J

AVS
DATE:13.08.2007